



10-24-05

DW
AF
A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

BERRY et al.

Serial No.: 09/341,600

Filed: September 15, 1999

Atty. File No.: 3161-18-PUS

For: "PROCESS FOR PRODUCTION
OF N-GLUCOSAMINE"

Group Art Unit: 1652

Examiner: Fronda, C.

NOTICE OF APPEAL

"EXPRESS MAIL" MAILING LABEL NUMBER: EV 655364307 US

DATE OF DEPOSIT: October 21, 2005

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER
37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED
TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450.

TYPED OR PRINTED NAME: TRICIA VAN HOOSER

SIGNATURE: Tricia Van Hooser

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

Applicant hereby appeals to the Board of Appeals from the decision of the Examiner mailed April 21, 2005, finally rejecting Claims 40-76. Enclosed herewith is a check in the amount of \$250.00 for the Notice of Appeal fee specified in 37 CFR §1.17(b).

Enclosed herewith is a Request for Extension of Time under 37 CFR §1.136, with the appropriate fee to extend the time for response from July 21, 2005 to October 21, 2005. Accordingly, the Notice of Appeal is believed to be timely and no additional fee is believed to be required. Please credit any overpayment or debit any underpayment to Deposit Account 19-1970.

Respectfully submitted,

SHERIDAN ROSS P.C.

10/25/2005 MBELETE1 00000056 09341600

01 FC:2401

250.00 OP

By:

Angela Dallas Sebor

Angela Dallas Sebor

Registration No. 42,460

1560 Broadway, Suite 1200

Denver, Colorado 80202-5141

(303) 863-9700

Date: 21 October 2005